

**ENTERED**

December 04, 2023

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

DANIEL NEAL MARTIN,

Petitioner,

VS.

LARRY R BUSBY,

Respondent.

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CIVIL ACTION NO. 2:23-CV-00139

**ORDER ADOPTING MEMORANDUM AND RECOMMENDATION**

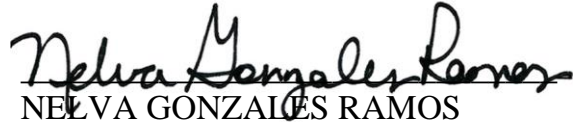
On September 26, 2023, United States Magistrate Judge Julie K. Hampton issued her “Memorandum and Recommendation” (D.E. 13), recommending that this action be dismissed without prejudice as moot. The parties were provided proper notice of, and opportunity to object to, the Magistrate Judge’s memorandum and recommendation. Fed. R. Civ. P. 72(b); 28 U.S.C. § 636(b)(1); General Order No. 2002-13. No objections have been timely filed.

When no timely objection to a magistrate judge’s memorandum and recommendation is filed, the district court need only satisfy itself that there is no clear error on the face of the record and accept the magistrate judge’s memorandum and recommendation. *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005) (citing *Douglass v. United Servs. Auto Ass’n*, 79 F.3d 1415, 1420 (5th Cir. 1996)).

Having reviewed the findings of fact and conclusions of law set forth in the Magistrate Judge’s memorandum and recommendation (D.E. 13), and all other relevant

documents in the record, and finding no clear error, the Court **ADOPTS** as its own the findings and conclusions of the Magistrate Judge. Accordingly, Respondent's Motion to Dismiss (D.E. 11) is **GRANTED** and this action is **DISMISSED WITHOUT PREJUDICE** as moot.

**ORDERED** on December 4, 2023.

  
NELVA GONZALES RAMOS  
UNITED STATES DISTRICT JUDGE